

House File 2481

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1 3 AN ACT
1 4 EXPANDING THE CIRCUMSTANCES BY WHICH THE JUVENILE COURT MAY
1 5 MODIFY, VACATE AND SUBSTITUTE, OR TERMINATE A CHILD IN NEED
1 6 OF ASSISTANCE DISPOSITIONAL ORDER.
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1 8 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
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1 10 Section 1. Section 232.103, subsection 3, Code Supplement
1 11 2003, is amended to read as follows:
1 12 3. A change in the level of care for a child who is
1 13 subject to a dispositional order for out-of-home placement
1 14 requires modification of the dispositional order. A hearing
1 15 shall be held on a motion to terminate or modify a
1 16 dispositional order except that a hearing on a motion to
1 17 terminate or modify an order may be waived upon agreement by
1 18 all parties. Reasonable notice of the hearing shall be given
1 19 to the parties. The hearing shall be conducted in accordance
1 20 with the provisions of section 232.50.
1 21 Sec. 2. Section 232.103, subsection 4, Code Supplement
1 22 2003, is amended to read as follows:
1 23 4. The court may modify a dispositional order, vacate and
1 24 substitute a dispositional order, or terminate an a
1 25 dispositional order and release the child if the court finds
1 26 that the any of the following circumstances exist:
1 27 a. The purposes of the order have been accomplished and
1 28 the child is no longer in need of supervision, care, or
1 29 treatment.
1 30 b. The purposes of the order cannot reasonably be
1 31 accomplished.
1 32 c. The efforts made to effect the purposes of the order
1 33 have been unsuccessful and other options to effect the
1 34 purposes of the order are not available.
1 35 d. The purposes of the order have been sufficiently
2 1 accomplished and the continuation of supervision, care, or
2 2 treatment is unjustified or unwarranted.
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2 7 CHRISTOPHER C. RANTS
2 8 Speaker of the House
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2 10 _____
2 11 JEFFREY M. LAMBERTI
2 12 President of the Senate
2 13
2 14 I hereby certify that this bill originated in the House and
2 15 is known as House File 2481, Eightieth General Assembly.
2 16
2 17
2 18 _____
2 19 MARGARET THOMSON
2 20 Chief Clerk of the House
2 21 Approved _____, 2004
2 22
2 23
2 24 _____
2 25 THOMAS J. VILSACK
2 26 Governor